

**ECONOMIC DEVELOPMENT & ENERGY COMMITTEE  
of the  
Suffolk County Legislature**

**Minutes**

A regular meeting of the Economic Development & Energy Committee of the Suffolk County Legislature was held in Rose Y. Caracappa Legislative Auditorium of the William H. Rogers Legislature Building, Veterans Memorial Highway, Smithtown, New York, on **May 7, 2003**.

**Members Present:**

Legislator Jonathan Cooper - Chairman  
Legislator Angie Carpenter - Vice-Chair  
Legislator Brian Foley  
Legislator Lynn Nowick  
Legislator Allan Binder

**Also In Attendance:**

Paul Sabatino - Counsel to the Legislature  
Richard Lapsley - Aide to Legislator Cooper  
Roger Podd - Aide to Presiding Officer Postal  
Joe Schroeder - Budget Review Office  
Nicole DeAngelo - County Executive's Office/IR  
Carolyn Fahey - Department of Economic Development  
Tom LaGuardia - Facilities Division/Department of Public Works  
All Other Interested Parties

**Minutes Taken By:**

Alison Mahoney - Court Stenographer

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(\*The meeting was called to order at 12:09 P.M.\*)

**CHAIRMAN COOPER:**

If Legislator Nowick could lead us in the pledge.

**Salutation**

That was the fastest pledge we've ever done.

**LEG. BINDER:**

We're becoming very familiar with it.

**CHAIRMAN COOPER:**

Good afternoon. I would like to welcome everyone to the May 7th meeting of the Economic Development and Energy Committee. I'd like to

move first to the agenda so we can -- since that will be over quickly and then we can return to public speakers.

### Tabled Resolutions

IR 1236-03 - Implementing Energy Star Labeling Program in Suffolk County (Carpenter). I believe that the public hearing was closed on that resolution. Is there a motion?

LEG. CARPENTER:  
Motion to approve.

CHAIRMAN COOPER:  
I'll second that motion. All those in favor? Opposed?  
IR 1236 is approved (Vote: 5-0-0-0).

Procedural Motion 9-03 - Authorizing litigation against LIPA to recover County construction project utility costs (Towle).

LEG. BINDER:  
Motion to table.

CHAIRMAN COOPER:  
I'll second that motion. All those in favor? Opposed?  
Procedural Motion 9 is tabled (Vote: 5-0-0-0).

### Introductory Resolutions

IR 1360-03 - Appointing Ian S. Wilder as a member of the Suffolk County Industrial Development Agency (IDA) (Postal). At the request of the sponsor, I make a motion to table that resolution.

LEG. FOLEY:  
Second.

CHAIRMAN COOPER:  
All those in favor? Opposed? IR 1360 is tabled (Vote: 5-0-0-0).

IR 1361-03 - To establish a County office space policy for Downtown Revitalization (Postal). At the request of the County Executive and the sponsor, we have a motion to table and I'll second that motion.

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LEG. FOLEY:  
We're tabling it again?

CHAIRMAN COOPER:  
We'll tabling it again.

LEG. CARPENTER:

We're tabling it the first time, it's an Introductory Resolution.

LEG. FOLEY:

Oh, she reintroduced it.

CHAIRMAN COOPER:

Yes. Again, we have a motion and a second. All those in favor?  
Opposed? IR 1361 is tabled (Vote: 5-0-0-0).

And lastly, IR 1396-03 - Amending the 2003 Adopted Operating Budget and the 2003 Capital Budget and Program and appropriating funds for the Downtown Revitalization Program (County Executive).

LEG. CARPENTER:

Motion.

CHAIRMAN COOPER:

I'll second that motion. All those in favor? Opposed?  
IR 1396 is approved (Vote: 5-0-0-0).

We can now to move to public speakers and I'd like to invite up Tom LaGuardia to address the committee. Good afternoon, Tom.

MR. LaGUARDIA:

Good afternoon.

CHAIRMAN COOPER:

Tom, if you could just state your title, please, for the record.

MR. LaGUARDIA:

I'm chief Engineering for the Facilities Division in the Department of Public Works and my responsibilities are all mechanical/electrical systems and energy management for the department.

CHAIRMAN COOPER:

Thank you. And I believe that you're here to discuss Resolution 648?

MR. LaGUARDIA:

That's correct, the NYPA Resolution.

CHAIRMAN COOPER:

Yes.

MR. LaGUARDIA:

And give you an update on where the department is.

CHAIRMAN COOPER:

Please.

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MR. LaGUARDIA:

In November of 2002 we executed an agreement with NYPA. Before we can enter into any negotiations with them or have them look at any of our buildings, they require us to sign an Energy Services Agreement; that agreement went through the signature process and was fully executed in November of 2002, at which time in December we set up our first meeting. They brought their consulting engineers on board, we presented them seven buildings for an initial start, they chose four of them to do the first energy audits and present a plan to us on. We will continue with other buildings as the process goes.

In addition to working with the Facilities Division, they are also working with sanitation at Bergen Point, they're looking at anywhere from five to seven buildings at Bergen Point for Symbol energy upgrades.

The way the program works is that after they present to us their plan of what they think are the best energy measures for the County to do, we'll look at them, we'll review them, if we all agree we'll have to sign a second agreement with them. The second agreement obligates us to actually do the work at that time; the first agreement we signed only obligates us to look at and evaluate the proposals that they come up with. Once we sign the second agreement, we're obligated to actually do the work. They will do the design, they will bid it out competitively in accordance with Municipal Law, they will oversee the construction and we will pay them back out of the energy savings; it's basically a guaranteed savings program.

CHAIRMAN COOPER:

So there basically is no cost to the County?

MR. LaGUARDIA:

That's correct.

CHAIRMAN COOPER:

And is Legislative approval required for any of these proposals or not?

MR. LaGUARDIA:

No, I do not believe so, no. You have given us direction in the resolution that we should be working with NYPA. They are a State agency that has the authority to work with us, so I don't think we need to do anything but implement the program.

CHAIRMAN COOPER:

And I'm sorry, when do you expect the first determinations audit results?

MR. LaGUARDIA:

Their first audits are due to us in June for the first four buildings. They already have some preliminary audits to us, now they're going into a little bit more detail. We've given them plans of all the buildings. I'm not quite sure where Bergen Point is, they're a little bit farther behind, they started with the facilities buildings first; Ben Wright is actually running that.

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CHAIRMAN COOPER:

Great. Legislator Foley has a question.

LEG. FOLEY:

Thank you, Mr. Chairman. Once NYPA has the first round of audits completed, Mr. Chairman, would we want those audits, a presentation on those audits before the committee?

CHAIRMAN COOPER:

Yes, please, I'd like to get --

LEG. FOLEY:

I think that would be --

CHAIRMAN COOPER:

Learn what the results are.

LEG. FOLEY:

Exactly.

MR. LaGUARDIA:

Would you just use your normal procedure to let the Commissioner know --

CHAIRMAN COOPER:

Sure, we'll take care of it.

LEG. FOLEY:

Speak with the Chairman.

MR. LaGUARDIA:

-- that you would like me to and I'd be glad to do it, no problem at all.

CHAIRMAN COOPER:

Great, Tom.

LEG. FOLEY:

I think that would be well worth our time, Mr. Chairman, if we -- you know, at the get-go, at the very beginning of this audit process be

apprised of the initial findings and then we can then also make judgments along with the department on how to increase our -- what ways to go about technology speaking to improve our conservation efforts. Thank you

CHAIRMAN COOPER:

Obviously it's important to have some base line data, so when they implement the modifications we can compare the results. But I'll get off something in writing to you, Tom.

MR. LaGUARDIA:

Not a problem.

CHAIRMAN COOPER:

Okay, no other questions. Tom, thank you very much for addressing the committee.

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MR. LaGUARDIA:

You're welcome. Have a good day.

CHAIRMAN COOPER:

You, too. And there being no further business before this committee, I make a motion to adjourn. Thank you. Have a nice afternoon.

(\*The meeting was adjourned at 12:17 P.M.\*)

Legislator Jon Cooper, Chairman  
Economic Development & Energy Committee

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